

DECLARATORY

XXXXXXXXXXXX
Improvement Res. No. 1292-1970

For the condemnation of all rights and easements of ingress and egress to and from the west side of Baer Field Expressway from the southwest property line of Woodhurst Addition, Section E. to the east right of way line of Fairfield Avenue, as recorded in Plat Book 29, pages 110 and 111, in Recorder's Office, Allen County, Indiana.

Resolution Adopted: June 22, 1970

Confirmed: *July 16, 1970*

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: **AUG 27 1970**

1292

DECLARATORY RESOLUTION NO. 1292-1970

For the condemnation of all rights and easements of ingress and egress to and from the west side of Baer Field Expressway from the southwest property line of Woodhurst Addition, Section E. to the east right of way line of Fairfield Avenue, as recorded in Plat Book 29, pages 110 and 111, in Recorder's Office, Allen County, Indiana.

ADOPTED: June 22, 1970

ADVERTISE NOTICE TO PROPERTY OWNERS: June 25 & July 2, 1970

NOTICES MAILED: July 2, 1970

HEARING ON CONFIRMATION: Thurs., July 16, 1970 3:30 p. m.

CONFIRMED: July 16, 1970

ASSESSMENT ROLL ORDERED: July 16, 1970

ASSESSMENT ROLL APPROVED: Aug. 10, 1970

HEARING ON CONFIRMATION OF ASSM'T ROLL: Thurs., Aug. 27, 1970
3:30 pm

NOTICE SERVED: Aug. 14, 1970

ASSESSMENT ROLL CONFIRMED: Aug. 27, 1970

For the condemnation of all rights and easements of ingress and egress to and from the west side of Baer Field Expressway from the southwest property line of Woodhurst Addition, Section E. to the east right of way line of Fairfield Avenue, as recorded in Plat Book 29, pages 110 and 111, in Recorder's Office, Allen County, Indiana.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn all rights and easements of ingress and egress to and from the west side of Baer Field Expressway from the southwest property line of Woodhurst Addition, Section E. to the east right of way line of Fairfield Avenue, as recorded in Plat Book 29, pages 110 and 111, in Recorder's Office, Allen County, Indiana.

The cost of said condemnation of all rights and easements of ingress and egress shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such condemnation of all rights and easements of ingress and egress is described as follows: Block B and Lots, 193, 194, 195, 204, 205, 214, 215, 216 and 225, all in Woodhurst Addition, Section E. Said Addition is inclusive to the City of Fort Wayne, Indiana, and recorded in Plat Book 29, pages 110 and 111, in Recorder's Office, Allen County, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

All streets, lots and lands affected by the above described condemnation of all rights and easements of ingress and egress are situated in the southwest quarter of Section Twenty-three, Township 30 north, Range 12 east and the north-west quarter of Section Twenty-six, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 22 DAY OF June 1970.

Attest: Kenneth R. Gray
Secretary, Board of Public Works

Fred R. Buehler
Robert W. Dahman
James
Board of Public Works

ENGINEERING
DEPT. OF STREETS

DATE June 18, 1970

NOTED

☐ F.S.E.
☒ R.W.D.
☐ G.F.G.

TO: Board of Public Works

SUBJECT: Board Order No. 152-1970

Date _____

The third of four Declaratory Resolutions which provide for condemning right of ingress and egress to the Baer Field Expressway is attached.

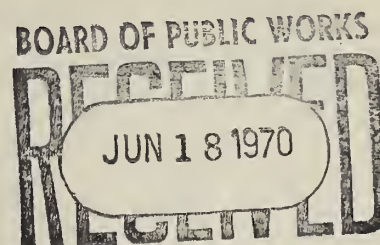
This resolution includes lots in Woodhurst Addition, Section "E", lying west of Fairfield Avenue.

A property ownership list is attached.

Donald E. Bodeker

Donald E. Bodeker
Office Manager

DEB:lc
attachs.



1292

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

55-218-5

NOTED

☒ F.S.E.

Date July 16, 1970

☐ R.W.D.

☐ G.F.G.

To City Engineer

Subject Dec. 1292-1970 Baer Field Expressway

Date _____

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
encl. Res. & P. O. List

Signed _____

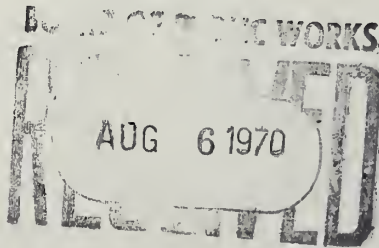
Reply:

August 5, 1970

Assessment Roll of Benefits and Damages completed and attached.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.



Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

NOTICE TO PROPERTY OWNER

Office Board of Public Works
City Hall

Fort Wayne, Indiana.....July 2, 1970.....

1292

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No. 1292-1970..... providing for the ~~Condemnation of all rights and easements of ingress and egress to and from the west side of Baer Field Expressway from the southwest property line of Woodhurst Addition, Section E. to the east right of way line of Fairfield Avenue, as recorded in Plat Book 29, pages 110 and 111, in Recorder's Office, Allen County, Indiana.~~

The Board has fixed ~~Thursday, July 16, 1970 in Conference Room 102~~..... a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

Woodhurst Addition Section "E"

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

City of Fort Wayne

July 13, 1970

CITY ENGINEERING DEPT.
425 S. CALHOUN STREET
FORT WAYNE, IND. 46802

TO ALL OWNERS OF PROPERTY ABUTTING BAER FIELD EXPRESSWAY:

Subject: Condemnation - Ingress and Egress Rights - Baer Field Expressway -
Resolution Nos. 1290, 1291, 1292 and 1293

Dear Property Owner:

You have recently received a notice for the above and we wish to take this opportunity to explain its purpose. The City of Fort Wayne is condemning the access rights and easements for ingress and egress to the right of way line for the Baer Field Expressway from all abutting property owners in the abutting subdivisions.

The first public hearing for Declaratory Resolutions Nos. 1290, 1291 and 1292 will be held at 3:30 P.M., July 16, 1970 in the Board of Public Works office. Declaratory Resolution No. 1293 is scheduled for a public hearing at 3:30 P.M., July 23, 1970 in the Board of Public Works office.

The purpose of these condemnation resolutions is to eliminate any future access from your property to the Baer Field Expressway. This is in compliance with the Federal Bureau of Roads and the State Highway Department requirements and is not a condemnation of additional property. These resolutions are a follow up on the existing covenants attached to the said subdivisions. These covenants are restrictive covenants for the subdivisions and have already included denial of the rights of ingress and egress to the Baer Field Expressway. However, the covenants are subject to revision after a period of twenty five (25) years from the date of recording of the subdivision and its covenants. Therefore, this condemnation of access rights is considered a mere formality to satisfy the requirements of the Federal Bureau of Roads and the State Highway Department.

All abutting property owners to the Baer Field Expressway will receive notices for two different public hearings. The first has been mailed and the second will be hand delivered.

If you have additional questions concerning this procedure, please feel free to call Kenneth N. Traylor, Street Engineer, 743-0178 Ext. 267 or Ronald Bonar, Acting City Engineer, 743-0178 Ext. 277.

BOARD OF PUBLIC WORKS

Paul R. Traylor
Robert W. Dahman
Ken



Improvement Resolution No. 1292

-70 For THE CONDEMNATION OF ALL RIGHTS AND EASEMENTS OF INGRESS AND EGRESS TO AND FROM THE WEST SIDE OF BAERFIELD EXPRESSWAY FROM THE SOUTHWEST PROPERTY LINE OF WOODHURST ADDITION SECTION E. TO THE EAST RIGHT OF WAY LINE OF FAIRFIELD AVENUE, AS RECORDED IN PLAT BOOK 29, PAGES 110 AND 111

	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O. L.	
1	HUTNER, ROBERT W.	5800 C. M. St. Rd 7	193			WOODHURST ADDITION SECTION E
2			194			
3	JOHN R. WORTHMAN, INC.	625 Winterset Rd 7	195			
4			204			
5			205			
6			214			
7			215			
8			216			
9			225			
10						
11						
12						
13						
14						
15						
16						
17						
18						
19						
20						
21						
22						
23						
24						
25						
26						
27						
28						
29						
30						
31						
32						
33						
34						
35						
36						
37						
38						
39						
40						
41						
42						
43						
44						
45						
46						
47						
48						
49						
50						
51						
52						
53						
54						
55						
56						
57						
58						
59	NOTICES MAILED OR SERVED					
60						
61	By <i>Quigley</i> 1292					
62	By <i>Barry R. King</i>					
63						
64						
65						
TOTAL						

